

IN THE SUPREME COURT OF THE STATE OF DELAWARE

GREGORY JONES,	§	
	§	No. 703, 2009
Defendant Below,	§	
Appellant,	§	Court Below—Superior Court
	§	of the State of Delaware in and
v.	§	for New Castle County
	§	
STATE OF DELAWARE,	§	
	§	
Plaintiff Below,	§	Cr. ID No. 92002502DI
Appellee.	§	

Submitted: May 27, 2010

Decided: May 27, 2010

ORDER

This 27th day of May 2010, it appears to the Court that on March 11, 2010, the Clerk issued a notice to show cause to the appellant in this appeal from the Superior Court's November 12, 2009 denial of the appellant's motion for credit for time served. The notice directed that the appellant show cause why the appeal should not be dismissed as moot in view of the Superior Court's March 1, 2010 order on remand that granted the appellant ninety-five days of credit for time served. Because the appellant has not responded to the notice to show cause, he is deemed to have consented to the dismissal of the appeal.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b)(2) and 29(b), that the appeal is DISMISSED.

BY THE COURT:

/s/ Myron T. Steele
Chief Justice